

E-FILED 10/13/15  
LINK #40

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

ARTHUR SHERIDAN, an individual,  
and BARBARA SHERIDAN, an  
individual, individually and on behalf of  
all those similarly situated.

Plaintiffs,

v.

iHEARTMEDIA, INC., a Delaware  
corporation,

Defendant.

Case No.: 2:15-cv-4067-PSG-GJS

~~[PROPOSED]~~ ORDER REGARDING  
STIPULATION TO STAY FURTHER  
PROCEEDINGS PENDING  
OUTCOME OF RELATED APPEAL

1 The court having read and considered the Parties' Stipulation and for good cause  
2 therefore, **IT IS HEREBY ORDERED** that:

3 Except as noted below, all proceedings in this action, and/or the consolidated  
4 action resulting from the parties' consolidation stipulation filed concurrently  
5 herewith, are stayed until the mandate issues to this Court from the United States  
6 Court of Appeals for the Ninth Circuit in *Flo & Eddie, Inc. v. Pandora, Inc.*, No. 15-  
7 55287 (9th Cir., filed Feb. 24, 2015) ("*Pandora Appeal*").

8 Within thirty days of issuance of the mandate in the *Pandora Appeal*, the  
9 parties shall file a joint status report apprising the Court of how the parties wish to  
10 proceed.

11 This order having been issued on the terms to which the parties stipulated,  
12 Defendant has waived its right to file a motion to strike any of the currently-asserted  
13 claims for relief in the FAC or in any subsequently filed amended complaint as  
14 contemplated in the parties' concurrently filed consolidation stipulation pursuant to  
15 Cal. Code of Civ. Pro. § 425.16 after this stay is lifted, if the Ninth Circuit in the  
16 *Pandora Appeal* affirms the District Court's order in that case.

17 While the stay is in effect, Plaintiffs may file the consolidated complaint  
18 contemplated in the parties' concurrently filed consolidation stipulation, and/or  
19 amend the operative complaint as contemplated by that stipulation. Defendant is  
20 under no obligation to file any responsive pleading during the pendency of the stay in  
21 response to the contemplated consolidated complaint or in the event Plaintiffs amend  
22 the operative complaint. If a responsive pleading is required in this litigation after  
23 the Ninth Circuit issues its mandate to this Court in the *Pandora Appeal*, the parties  
24 shall agree on a date by which the responsive pleading will be filed and submit that  
25 date to the Court for approval in their joint status report.

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Dated: 10/13/15

**PHILIP S. GUTIERREZ**

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Honorable Philip S. Gutierrez  
United States District Court Judge